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TRANSMITTAL LETTER			Case No. 659/921
Serial No. 10/041,693	Filing Date January 7, 2002	Examiner	Group Art Unit 3738
Inventor(s) Margaret Ann Kato <i>et al.</i>			
Title of Invention Waist Elastic System With Improved Elastic Decay Properties For A Training Pant			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Response to Notice to File Missing Parts of Application (2), Notice to File Missing Parts of Application, Postcard Receipt.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☐ No additional fee is required.
- ☐ The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity	
Rate	Add'l Fee
x \$9 =	
x 42 =	
+ \$140 =	
Total add'l fee	\$

Other Than Small Entity	
Rate	Add'l Fee
x \$18 =	
x \$84 =	
+ \$280 =	
Total add'l fee	\$

- ☒ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$870. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Robert N. Carpenter  
Registration No. 40,409  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231, on April 5, 2002.

Date: April 5, 2002

Signature:

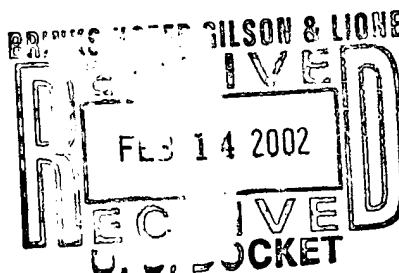


## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/041,693	01/07/2002	Margaret Ann Kato	659/921

Robert N. Carpenter  
BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, IL 60610



CONFIRMATION NO. 7442

FORMALITIES LETTER



\*OC000000007425777\*

Date Mailed: 02/05/2002



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 870.**

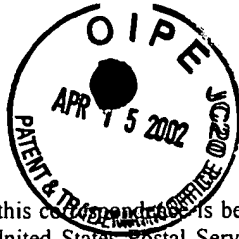
*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/17/2002 SSESHE1 00000097 10041693  
01 FC:101 740.00 CH  
02 FC:105 130.00 CH



I hereby certify that this copy of the application is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231  
on April 5, 2002

Date of Deposit

Robert N. Carpenter

Name of applicant, assignee or  
Registered Representative

*Robert N. Carpenter*

Signature

April 5, 2002

Date of Signature

Case No. 659/921

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Margaret Ann Kato *et al.*

Serial No.: 10/041,693

Filed: January 7, 2002

For: WAIST ELASTIC SYSTEM WITH  
IMPROVED ELASTIC DELAY  
PROPERTIES FOR A TRAINING PANT

Attention: Manager,  
Application Branch

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION  
FILING DATE GRANTED**

Commissioner for Patents  
Washington, D.C. 20231

Attn.: Box Missing Parts

Dear Sir:


In accordance with the Notice to File Missing Parts of Application Filing Date Granted dated February 5, 2002, a copy of which is attached, enclosed herewith for filing are the following documents:

- ☐ Fully executed Declaration for Patent Application and Power of Attorney for the above-referenced patent application.

- ☒ Applicant is:
- ☐ a small entity, verified statement is:
- ☐ attached
- ☐ already filed
- ☒ other than small entity
- ☐ Checks totaling \$\_\_\_\_\_ for:
- ☐ Filing Fee of \$\_\_\_\_\_.
- ☐ Surcharge of \$\_\_\_\_\_.
- ☐ Additional Claim Fees of \$\_\_\_\_\_.
- ☐ Petition for Extension of Time (37 C.F.R. § 1.136(a)) to file missing parts (in duplicate).
- ☐ Other: \_\_\_\_\_.
- ☒ The Commissioner is hereby authorized to charge \$870 to Deposit Account No. 23-1925 to cover the filing fee and surcharge. A duplicate copy of this paper is enclosed.

Respectfully submitted,

Dated: April 5, 2002

  
Robert N. Carpenter  
Registration No. 40,409  
Attorney for Applicants

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, IL 60610  
(312)321-4200

rev. Oct.-01